

CHAPTER 254

PRIMARY ROAD DETOURS

S. F. 373

AN ACT relating to restoration and compensation to counties for secondary roads, and to cities and towns for municipal streets, used as primary road detours.

*Be It Enacted by the General Assembly of the State of Iowa:*

1 SECTION 1. Section three hundred thirteen point four (313.4),  
2 Code 1966, is hereby amended by inserting in line eighteen (18) after  
3 the figure "307.5" the following:  
4 " , for restoration of secondary roads used as primary road detours  
5 and for compensation of counties for such use, for restoration of  
6 municipal streets so used and for compensation of cities and towns  
7 for such use,".

1 SEC. 2. Chapter three hundred thirteen (313), Code 1966, is here-  
2 by amended by adding thereto the following new section:

3 "When the state highway commission, for the purpose of establish-  
4 ing, constructing or maintaining any primary road, determines that  
5 any secondary road or portion thereof is necessary for a detour or  
6 haul road, the commission, after consultation with the county board of  
7 supervisors having jurisdiction of the route, shall by order tempo-  
8 rarily designate the secondary road or portion thereof as a temporary  
9 primary road detour or as a temporary primary road haul road, and  
10 the commission shall maintain the same as a primary road until it  
11 shall revoke the temporary designation order. Prior to use of a sec-  
12 ondary road as a primary haul road or detour, the commission shall  
13 designate a representative to inspect the secondary road with the  
14 county engineer to determine and note the condition of the road.

15 "Prior to revoking the designation, the commission shall:

16 "1. Restore the secondary road or portion thereof to as good condi-  
17 tion as it was prior to its designation as a temporary primary road, or

18 "2. Determine such amount as will adequately compensate the coun-  
19 ty exercising exclusive or concurrent jurisdiction over the secondary  
20 road or portion thereof for excessive traffic upon the secondary road  
21 or portion thereof during the period of its designation as a temporary  
22 primary road. The commission shall certify the amount determined  
23 to the state comptroller. The comptroller shall credit the amount to  
24 the secondary road fund of the county.

25 "3. If on examination of the route, it is determined that the road  
26 can be restored to its original condition only by reconstruction, the  
27 commission shall cause plans to be drawn, award the necessary con-  
28 tracts for work and proceed to reconstruct and make payments for in  
29 the same manner as is prescribed for primary construction projects."

1 SEC. 3. Chapter three hundred thirteen (313), Code 1966, is here-  
2 by amended by adding thereto the following new section:

3 "When the temporary primary road detour or temporary primary  
4 road haul road, or any portion thereof, is located within the corpo-  
5 rate limits of a city or town, then as to such portion so located, the  
6 provisions of section two (2) of this Act as to consultation, designa-  
7 tion, restoration and payment by the state highway commission shall

8 apply in like manner to the benefit of such city or town, and credits  
 9 thereunder shall be made to the street fund of such city or town. Such  
 10 city or town may designate the county engineer or, in the case of a  
 11 city, its chief civil engineer, to inspect such street so used jointly with  
 12 the representative of the state highway commission."

1 SEC. 4. This Act being deemed of immediate importance shall be  
 2 in full force and effect from and after its passage and publication in  
 3 The Belmond Independent, a newspaper published in Belmond, Iowa,  
 4 and in The Donnellson Review, a newspaper published in Donnellson,  
 5 Iowa.

Approved July 27, 1967.

This Act was passed by the G. A. on, or after, July 1, 1967.

I hereby certify that the foregoing Act, Senate File 373, was published in The Belmond Independent, Belmond, Iowa, August 3, 1967, and in The Donnellson Review, Donnellson, Iowa, August 3, 1967.

MELVIN D. SYNHORST, *Secretary of State.*

## CHAPTER 255

### INTERSTATE BRIDGES

#### S. F. 131

AN ACT authorizing the state highway commission to acquire, purchase and construct interstate bridges, approaches thereto and sites therefor, to reconstruct, complete, improve, repair, remodel, control, maintain, and operate interstate bridges, to establish tolls and charges for the use of interstate bridges, to borrow money and issue bonds payable solely from the revenues derived from the operation of interstate bridges, and to refund bonds payable from such revenues.

*Be It Enacted by the General Assembly of the State of Iowa:*

1 SECTION 1. The following words or terms, as used in this Act,  
 2 shall have the respective meanings as stated:

3 "Toll bridge" shall mean an interstate bridge constructed, purchased  
 4 or acquired under the provisions of this Act, upon which tolls are  
 5 charged, together with all appurtenances, additions, alterations, im-  
 6 provements, and replacements thereof, and the approaches thereto,  
 7 and all lands and interests therein used therefor, and buildings and  
 8 improvements thereon.

9 "Commission" shall mean the state highway commission, the agency  
 10 of the state of Iowa created and provided for under the provisions of  
 11 chapter three hundred seven (307) of the Code.

12 "Construct, constructing, construction or constructed" shall include  
 13 the reconstruction, remodeling, repair, or improvement of any existing  
 14 toll bridge as well as the construction of any new toll bridge.

15 "Acquisition by purchase, gift, or condemnation" as used in this  
 16 Act shall mean acquisition by the state highway commission, whether  
 17 such terms "purchase, gift, or condemnation" are used singularly or  
 18 in sequence.

1 SEC. 2. The state highway commission shall have full charge of  
 2 the construction and acquisition of all toll bridges constructed or